

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN**

LEE W. MUELLER, BOYCE HYDRO  
POWER, LLC, BOYCE HYDRO, LLC,  
and BOYCE MICHIGAN, LLC

*Plaintiffs*

v.

MICHIGAN DEPARTMENT OF  
ENVIRONMENT, GREAT LAKES &  
ENERGY, MICHIGAN DEPARTMENT  
OF NATURAL RESOURCES, and BRIAN  
RUDOLPH, DAVID PINGEL, and  
KYLE KRUGER, INDIVIDUALLY

*Defendants*

Civil Action No. 20-cv-00364

**UNOPPOSED MOTION OF DANIEL C. CURTH FOR LEAVE TO WITHDRAW AS  
COUNSEL FOR PLAINTIFF LEE W. MUELLER**

1. On April 29, 2020, attorney Daniel C. Curth (“Curth”) initiated this litigation by filing a complaint on behalf of Lee W. Mueller, Boyce Hydro Power, LLC, Boyce Hydro, LLC and Boyce Michigan, LLC (collectively, “Plaintiffs”).

2. On or about May 5, 2020, attorney Lawrence A. Kogan (“Kogan”) filed his appearance on behalf of all of the Plaintiffs.

3. Curth now wishes to withdraw his appearance for plaintiff Lee W. Mueller (“Mueller”), individually. Mueller, who will continue to be represented by Kogan, has been advised of this motion and has no objection. Curth has advised Kogan of this motion and he, too, has no objection.

4. As of May 26, 2020, no one has appeared for any of the defendants, so there is no objection to this motion from any of the defendants.

5. A proposed order granting Curth leave to withdraw his appearance as counsel for Mueller is attached to this motion as Exhibit A.

Respectfully submitted,

/s/Daniel C. Curth  
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